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11 THE CHARLES SCHWAB CORPORATION, SCHWAB  
12 HOLDINGS, INC. AND CHARLES SCHWAB & CO.,  
13 INC.

14  
15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17 SAN FRANCISCO DIVISION

18 JOY YOSHIOKA, individually and on behalf  
19 of all others similarly situated,

20 Plaintiff,

21 vs.  
22  
23 THE CHARLES SCHWAB CORPORATION,  
24 SCHWAB HOLDINGS, INC. and CHARLES  
25 SCHWAB & CO., INC.,

26 Defendants.

27 Case No.: CV 11 1625 EMC

28 **STIPULATION AND [PROPOSED]  
ORDER RE BRIEFING SCHEDULE FOR  
DEFENDANTS' MOTION TO DISMISS**

1           WHEREAS, at the Status Conference held in this action on June 19, 2012, the Court lifted  
 2 the stay in the action only to allow Defendants The Charles Schwab Corporation, Schwab Holdings,  
 3 Inc., and Charles Schwab & Co., Inc. (“Defendants”) to file a motion to dismiss pursuant to the  
 4 Federal Rules of Civil Procedure, Rule 12(b) (“Motion”) with a hearing date set for Friday,  
 5 September 21, 2012 and a further case management conference set for the same date;

6           WHEREAS, Defendants and Plaintiff Joy Yoshioka (“the Parties”) have met and conferred  
 7 and reached an agreed-upon briefing schedule; and

8           WHEREAS, the agreed-upon briefing schedule does not alter the date of the hearing on the  
 9 Motion set by the Court or the time by which briefing on the Motion will be complete;

10          THEREFORE, IT IS HEREBY STIPULATED AND AGREED by the Parties, through their  
 11 respective counsel, subject to approval of the Court, as follows:

12          1.       Defendants shall file their Motion on or before August 3, 2012, and set it for hearing  
 13 on September 21, 2012;

14          2.       Plaintiff Joy Yoshioka shall file any opposition to the Motion on or before August  
 15 24, 2012;

16          3.       Defendants shall file a reply in support of the Motion on or before September 7,  
 17 2012; and

18          4.       The undersigned Parties jointly and respectfully request that the Court enter this  
 19 Stipulation as an Order.

20 Dated: July 6, 2012

ARNOLD & PORTER LLP

21  
 22          By: /s/ Kenneth G. Hausman  
 23                    KENNETH G. HAUSMAN  
 24                    Attorneys for Defendants  
 25                    THE CHARLES SCHWAB CORPORATION,  
 26                    SCHWAB HOLDINGS, INC. AND CHARLES  
 27                    SCHWAB & CO., INC.  
 28

1 Dated: July 6, 2012

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11 By: /s/T. John Kirk  
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35 ATTESTATION

36 Pursuant to General Order No. 45X(B), I hereby attest that concurrence in the filing of this  
37 document has been obtained from T. John Kirk.

38 Dated: July 6, 2012.

39 By: /s/Kenneth G. Hausman  
40 KENNETH G. HAUSMAN

## ORDER

Pursuant to the Stipulation between the Parties, and good cause appearing therefor, IT IS  
HEREBY ORDERED, that

1. Defendants shall file their Motion on or before August 3, 2012, and set it for hearing  
28  
on September 21, 2012;

2. Plaintiff Joy Yoshioka shall file any opposition to the Motion on or before August 24, 2012;

3. Defendants shall file any reply in support of the Motion on or before September 7, 2012;

4. The hearing on the Motion remains set for September 21, 2012, or as soon thereafter as the Court's schedule may allow. The Further CMC is reset for September 28, 2012 at 1:30 p.m.

Dated: July 9, 2012.

